

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

IN RE:  QWEST CORPORATION (F/K/A U S WEST COMMUNICATIONS, INC.)	DOCKET NO. INU-00-3
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**ORDER AMENDING PROCEDURAL SCHEDULE  
AND GRANTING REQUEST TO WITHDRAW MOTION TO COMPEL**

(Issued July 21, 2000)

On February 11, 2000, Qwest Corporation, f/k/a U S WEST Communications, Inc. (Qwest), filed a petition requesting a determination by the Utilities Board (Board) that the provision of local directory assistance (DA) services are subject to effective competition in Iowa and should be deregulated. Pursuant to 199 IAC 5.3(1), the Board initiated a formal notice and comment proceeding to determine whether local DA services are subject to effective competition and should be deregulated.

On June 19, 2000, the Consumer Advocate Division of the Department of Justice (Consumer Advocate) filed a motion to compel Qwest to provide a responsive answer to its data request no. 100. On June 27, 2000, Consumer Advocate made a filing to withdraw that request to compel, indicating that a response had been provided. The Board will grant the request of Consumer Advocate that its motion to compel be withdrawn.

In a filing dated July 20, 2000, Qwest requested that the procedural schedule be revised. According to its filing, Qwest will be unable to meet the July 26, 2000,

deadline for filing a counterstatement. The statement filed by Consumer Advocate included confidential information from other companies which, according to its motion, Qwest has not yet been allowed to view. Qwest has requested that the Board revise the current schedule to require counterstatements to be filed on August 9, 2000, so that Qwest will be able to provide the Board with a more complete record.

In its order dated June 9, 2000, the Board set a date of August 16, 2000, to take sworn testimony concerning the statements and counterstatements filed in this docket. Qwest has also requested that the oral presentation be rescheduled based on the availability of its witnesses, and its request to extend the deadline for filing the counterstatements.

The Board stated in its June 9, 2000, order that it had significant concerns with any request to extend this procedural schedule. However, as noted in its motion, any delay will disadvantage no party other than Qwest itself. Upon review of the request, the Board will grant the request to revise the procedural schedule to ensure Qwest has adequate time to review the confidential information from other companies and prepare an adequate response. The Board will reschedule the oral presentation to September 7, 2000, at 10 a.m.

**IT IS THEREFORE ORDERED:**

1. The request by Consumer Advocate to withdraw its motion to compel filed June 19, 2000, is granted.

2. Ordering paragraph 2 from the Board's June 9, 2000, order extending procedural schedule in this docket is revised to read as follows:

a. Any interested person may file, on or before July 12, 2000, a statement of position concerning deregulation of the listed services.

Statements of position must substantially comply with 199 IAC 2.2(2). Ten copies must be filed with the original.

b. Any person filing a statement of position may file a counterstatement replying to the comments of other participants no later than August 9, 2000. Ten copies must be filed with the original and copies must be served upon all participants filing statements to which the counterstatement responds. Counterstatements must substantially comply with 199 IAC 2.2(3).

c. All statements and counterstatements shall be sworn and directed to the Executive Secretary, Iowa Utilities Board, 350 Maple Street, Des Moines, Iowa 50319-0069.

d. An oral presentation is scheduled for the purpose of taking sworn testimony concerning the statements and counterstatements. The oral presentation shall be held September 7, 2000, beginning at 10 a.m. in the Board's hearing room at 350 Maple Street, Des Moines, Iowa. All persons filing written statements shall have at least one witness available at the oral presentation who may be cross-examined on the subject matter of the written statement. Cross-examination may be by the Board, Consumer Advocate,

and other participants, as the Board may deem appropriate to develop the record fully. Persons with disabilities requiring assistive services or devices to observe or participate should contact the Board at 515-281-5256 in advance of the scheduled date to request that appropriate arrangements be made.

3. The Executive Secretary of the Board is directed to cause notice of the amended procedural schedule to be published in the Iowa Administrative Bulletin.

**UTILITIES BOARD**

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Raymond K. Vawter, Jr.  
Executive Secretary

/s/ Diane Munns

Dated at Des Moines, Iowa, this 21<sup>st</sup> day of July, 2000.

## **UTILITIES DIVISION [199]**

### **Notice of Amendment to Procedural Schedule in Notice and Comment Proceeding**

The Utilities Board (Board) previously gave notice that on April 11, 2000, the Board issued an order in Docket No. INU-00-3, In re: U S WEST Communications, Inc., "Order Initiating Formal Notice and Comment Proceeding," pursuant to Iowa Code section 476.1D, to consider whether the provision of local directory assistance (DA) services is subject to effective competition in Iowa and should be deregulated.

On February 11, 2000, U S WEST Communications, Inc., filed a petition asking the Board to determine that the provision of local DA services in Iowa is subject to effective competition and should be deregulated. Since the time of this filing, a corporate reorganization was closed on June 30, 2000, and the company's name has been changed to Qwest Corporation. Pursuant to 199 IAC 5.3(1), the Board initiated a formal notice and comment proceeding.

Copies of the Board's complete order initiating formal notice and comment proceedings may be obtained from the Board at (515)-281-6240 or at the Board's Web site, <http://www.state.ia.us/iub>.

The Board has, by an order issued July 21, 2000, amended the procedural schedule. An oral presentation is scheduled, pursuant to 199 IAC 5.3(4) and 5.5 (476), for the purpose of taking sworn testimony concerning the statements and counterstatements. The oral presentation shall be held September 7, 2000,

beginning at 10 a.m. in the Board's hearing room at 350 Maple Street, Des Moines, Iowa. All persons filing written statements shall have at least one witness available at the oral presentation who may be cross-examined on the subject matter of the written statement. Cross-examination may be by the Board, the Consumer Advocate Division of the Department of Justice, and other participants as the Board may deem appropriate to develop the record fully. Persons with disabilities requiring assistive services or devices to observe or participate should contact the Board at 515-281-5256 in advance of the scheduled date to request that appropriate arrangements be made.

July 21, 2000

/s/ Allan T. Thoms  
Allan T. Thoms  
Chairperson